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**MAY 04 2006**

**OFFICE OF PETITIONS**

In re Patent of :  
Gao et al. :  
Patent No. 6,912,715 :  
Issued: June 28, 2005 : ON PETITION  
For: SYSTEM AND METHOD FOR WEB- :  
BASED REMOTE PROCEDURE CALL (RPC) :

This is a decision on the Petition Under 37 CFR § 1.183 for Correction of Assignee's Name, filed July 15, 2005, to correct the name of the assignee in the above-identified patent. The petition is properly treated as a request under 37 CFR 3.81(b)<sup>1</sup>.

The Petition is **dismissed**.

Petitioner is given TWO (2) MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition", and should only address the deficiencies noted below. Any extensions of time will be governed by 37 CFR 1.136(a).

Applicant requests waiver of 37 CFR 3.81(a) to allow the addition of an assignee; however, Applicant has failed to state that the assignment was submitted for recordation before issuance of the patent. Also, Applicant putatively provides a copy of the Notice of Recordation of Assignment Document; however, no such document has been located among the papers filed with the instant petition.

Applicable Law, Rules and MPEP

37 CFR 3.81 was revised to read that

<sup>1</sup> See, 1283 OG 148 22 June 2004, 69 Fed. Reg. 29865 26 May 2004

after payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request that a patent be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for certificate of correction under § 1.323 of this chapter. (Emphasis supplied).

Here, Petitioner has failed to state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent.

In accordance with 37 CFR 3.81(b), Petitioner must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for certificate of correction under § 1.323 of this chapter.


Further correspondence with respect to this matter should be addressed as follows:

By mail:           Mail Stop PETITIONS  
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By FAX:           571-273-8300  
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Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3232.

  
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